



IFW

Practitioner's Docket No. 1540/144

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: James W. Simpkins

Application No.: 10/082,812

Group No.: 1614

Filed: 02/25/2002

Examiner: Weddington, K.

For: Methods of Prevention and Treatment of Ischemic Damage

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL

1. Transmitted herewith is an amendment for this application.

STATUS

2. Applicant is a small entity. A statement was already filed.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is mandatory;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

[X] deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

[X] with sufficient postage as first class mail.

37 C.F.R. § 1.10*

☐ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____

Signature

Date: September 21, 2005

Barbara J. Carter

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

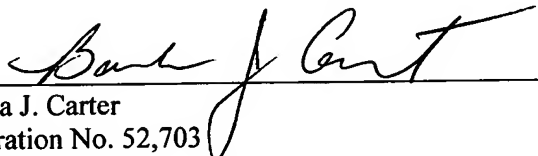
	(Col. 1)	(Col. 2)	(Col. 3)	SMALL ENTITY			
	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE		
TOTAL	4	—	22	= 0 x \$	0.00	= \$	0.00
INDEP.	1	—	9	= 0 x \$	0.00	= \$	0.00
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+ \$	0.00	= \$	0.00
				TOTAL ADDIT. FEE		\$	0.00

FEE DEFICIENCY

5. If an additional extension and/or fee is required, charge Account No. 19-4972.

If an additional fee for claims is required, charge Account No. 19-4972.

Date: September 21, 2005


 Barbara J. Carter
 Registration No. 52,703
 Bromberg & Sunstein LLP
 125 Summer Street
 Boston, MA 02110-1618
 US
 617-443-9292
 Customer No. 002101

01540/00144 432987.1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

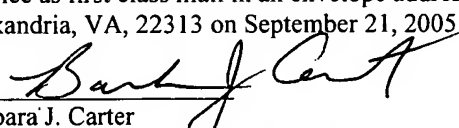
Applicant: Simpkins, et al.
Serial No: 10/082,812
Filing Date: February 25, 2002

Atty Docket: 1540/144
Examiner: K. Weddington
Art Unit: 1614

Invention: METHODS OF PREVENTION AND TREATMENT OF ISCHEMIC DAMAGE

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, Box 1450, Alexandria, VA, 22313 on September 21, 2005


Barbara J. Carter

Mail Stop Amendment

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE C

Dear Sir:

This communication is in response to the office action mailed June 21, 2005. Please amend the above-identified application as follows in order to put the application in condition for allowance:

Amendments to Pending Claims begins on p. 2 of this paper.

Remarks begin on p. 3 of this paper.